

1 STATE OF GEORGIA  
2 COUNTY OF FULTON  
3 CITY OF SOUTH FULTON

RES2019-038

4  
5  
6 A RESOLUTION BY THE CITY OF SOUTH FULTON, GEORGIA, IN OPPOSITION OF  
7 MIGRANT DETENTION CENTERS WITHIN THE CITY AND FOR OTHER LAWFUL  
8 PURPOSES  
9

10 (Sponsored by Councilpersons Gumbs and Gilyard)

11  
12 WHEREAS, the City of South Fulton ("City") is a municipal corporation duly  
13 organized and existing under the laws of the State of Georgia;

14  
15 WHEREAS, the duly elected governing authority of the City, is the Mayor and  
16 Council thereof ("City Council");

17 WHEREAS, Section 1.12(b)(13) of the City Charter authorizes the City to  
18 "regulate, and prohibit any act, practice, conduct, or use of property which is detrimental  
19 to the health, sanitation, cleanliness, welfare, and safety of the inhabitants of the City";  
20

21 WHEREAS, the City is opposed to federal detention centers used for the purpose  
22 of detaining migrant children and others who may be seeking asylum; and  
23

24 WHEREAS, this Resolution is in the best interests of the health and general  
25 welfare of the City, its residents and general public.  
26

27 THE COUNCIL OF THE CITY OF SOUTH FULTON, GEORGIA, HEREBY  
28 RESOLVES as follows:  
29

30 Section 1. It is hereby resolved by the City Council that no migrant detention  
31 facilities shall be operated, constructed, leased, or conveyed by federal, state, or other  
32 government entities within the City, unless expressly required by law.  
33

34 \*\*\*\*\*

35 Section 2. It is hereby declared to be the intention of the City Council that: (a) All  
36 sections, paragraphs, sentences, clauses and phrases of this Resolution are or were,  
37 upon their enactment, believed by the City Council to be fully valid, enforceable and  
38 constitutional.

39 (b) To the greatest extent allowed by law, each and every section, paragraph, sentence,  
40 clause or phrase of this Resolution is severable from every other section, paragraph,  
41 sentence, clause or phrase of this Resolution. No section, paragraph, sentence, clause  
42 or phrase of this Resolution is mutually dependent upon any other section, paragraph,  
43 sentence, clause or phrase of this Resolution.

44 (c) In the event that any phrase, clause, sentence, paragraph or section of this Resolution  
45 shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise  
46 unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is  
47 the express intent of the City Council that such invalidity, unconstitutionality or  
48 unenforceability shall, to the greatest extent allowed by law, not render invalid,  
49 unconstitutional or otherwise unenforceable any of the remaining phrases, clauses,  
50 sentences, paragraphs or sections of the Resolution.

51 **Section 3.** The city attorney and city clerk are authorized to make non-substantive  
52 editing and renumbering revisions to this Resolution for proofing, codification, and  
53 supplementation purposes. The final version of all ordinances shall be filed with the city  
54 clerk.

55 **Section 4.** The effective date of this Resolution shall be the date of adoption, unless  
56 provided otherwise by the City Charter or state and/or federal law.  
57  
58

THIS RESOLUTION adopted this 13<sup>th</sup> day of August 2019.

**CITY OF SOUTH FULTON, GEORGIA**



WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:



S. DIANE WHITE, CITY CLERK

APPROVED AS TO FORM:



EMILIA C. WALKER, CITY ATTORNEY



The foregoing RESOLUTION No. 2019-038, adopted on August 13, 2019 was offered by Councilmember Gumbs, who moved its approval. The motion was seconded by Councilmember Willis, and being put to a vote, the result was as follows:

	AYE	NAY
William "Bill" Edwards, Mayor	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mark Baker, Mayor Pro Tem	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Catherine Foster Rowell	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Carmalitha Lizandra Gumbs	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Helen Zenobia Willis	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gertrude Naeema Gilyard	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Rosie Jackson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
khalid kamau	<input checked="" type="checkbox"/>	<input type="checkbox"/>